

HOUSE BILL 3966

By Halford

AN ACT to amend Chapter 504 of the Private Acts of 1945; as amended by Chapter 372 of the Private Acts of 1957; Chapter 400 of the Private Acts of 1967; Chapter 182 of the Private Acts of 1981; Chapter 234 of the Private Acts of 1984; Chapter 136 of the Private Acts of 1994; Chapter 17 of the Private Acts of 1997 and Chapter 62 of the Private Acts of 2001; and any other acts amendatory thereto; relative to the Milan Special School District.

WHEREAS, the seven-member board of education of the Milan Special School District is properly elected pursuant to Tennessee Code Annotated § 49-2-201 to staggered four-year terms, but since 1994, two (2) members of the board have been elected in one year with the remaining five (5) members of the board elected the following year; and

WHEREAS, the Milan Special School District desires a more optimal staggering of the election of the board to be restored so that three (3) members of the board are elected in one year and four (4) members of the board are elected in another year; and

WHEREAS, the two (2) members of the present board from outside the city limits of the City of Milan were elected in 2007 and the four (4) members from the wards of the City of Milan and the at-large member were elected in 2008; and

WHEREAS, the member elected from the First Ward of the City of Milan in 2008 resigned and an election to replace such member must be held in August 2010; now, therefore,  
BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 2 of Chapter 504 of the Private Acts of 1945, as amended by Chapter 182 of the Private Acts of 1981, Chapter 136 of the Private Acts of 1994, and any other act amendatory thereto, is amended by deleting the section in its entirety and by substituting instead the following:

The Milan Special School District shall be governed by, and the management and control of such District vested in, a Board of Education (Board) comprised of seven (7) members, a majority of whom shall constitute a quorum for the transaction of business. The members of the Board shall be elected as follows: one (1) member shall be elected from each of the four (4) wards of the City of Milan, and a member elected from a ward must be a resident of the ward for which he or she was elected; one (1) member, known as an "at large member" and who shall be a resident of the District, shall be elected by the electorate of the entire District; and two (2) members, who must reside within that portion of the District lying outside the municipal limits of the City of Milan, shall be elected by the electorate residing in that portion of the District situated outside of the municipal limits of the City of Milan. Except as hereinafter provided, each member shall serve a term of four (4) years.

At the General Election in August 2010, a Board member shall be elected to serve from the First Ward of the City of Milan. Such member shall be elected for a term to expire with the terms of the Board members elected in 2007 from outside the municipal limits of the City of Milan. Thereafter, the Board member from the First Ward of the City of Milan shall be elected at the same time as the Board members elected from outside the municipal limits of the City of Milan and shall serve a term of four (4) years.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.